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6 The Honorable Robert S. Lasnik
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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

11 THE THOMPSONS FILM, LLC,) Case No.: 2:13-CV-560-RSL
12 Plaintiff,)
13 v.) STIPULATED CONSENT JUDGMENT
14 KIMBERLY BANKS,)
15 Defendant.)
16 _____)

17 As attested to by the signatures below, this matter comes before the Court on the parties'
18 joint stipulation. On March 28, 2013, Plaintiff, The Thompsons Film, LLC ("The Thompsons")
19 filed this action against various Doe Defendants in the United States District Court for the
20 Western District of Washington, Case No.: 2:13- CV-00560-RSL, for Copyright Infringement,
21 17 U.S.C. §§ 101, et seq. (Dkt. # 1), resulting from the illegal copying and distribution of
22 Plaintiff's motion picture entitled The Thompsons, registered with the United States Copyright
23 Office, Reg. No. PAu 3-651-594.

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27 STIPULATED CONSENT JUDGMENT
28 (2:13-CV-560-RSL) – Page 1

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1 Defendant, previously identified as Doe No. 171 in the initial complaint by the Internet
2 Protocol address of 24.20.100.147 on 1/14/2013 at 8:28:55 AM UTC, has been identified in
3 Plaintiff's First Amended Complaint and Second Amended Complaint as Kimberly Banks of
4 Vancouver, Washington.

5 To fully and finally resolve all claims between the parties and the matters before the
6 Court, The Thompsons Film, LLC and Defendant Kimberly Banks have reached a settlement
7 which requires entry of this Stipulated Consent Judgment to fully effect the terms of the
8 settlement and have asked the Court to accept and enter this Stipulated Consent Judgment and to
9 proceed consistent with the parties' agreement.

10 WHEREFORE IT IS HEREBY STIPULATED AND ORDERED for all matters relevant
11 to this case between the parties, but without any intent to create a collateral estoppel related to
12 any other potential claim or allegation, as follows:

- 13 1. This Court has jurisdiction over the parties and venue is proper.
- 14 2. Plaintiff has valid and enforceable rights in the original copyrighted work, The
15 Thompsons, registered with the United States Copyright Office, Reg. No. PAu 3-651-594.
- 16 3. Defendant was assigned the Internet Protocol address 24.20.100.147 on 1/14/2013 at
17 8:28:55 AM UTC and, as such, is a proper named defendant in this action.
- 18 4. Defendant does not dispute the accuracy of the factual allegations in Plaintiff's Second
19 Amended Complaint that give rise to Plaintiff's claim for contributory copyright infringement.
- 20 5. Defendant Kimberly Banks has contributorily infringed Plaintiff's rights by permitting,
21 facilitating and materially contributing to the infringement of Plaintiff's exclusive rights under
22 The Copyright Act by others as alleged in the second amended complaint, thereby causing
23 Plaintiff economic harm.

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27 STIPULATED CONSENT JUDGMENT
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1 6. Defendant Kimberly Banks is PERMANENTLY ENJOINED from directly or
2 contributorily infringing Plaintiff's rights in Plaintiff's motion picture, including without
3 limitation by using the Internet to reproduce or copy Plaintiff's motion picture, to distribute
4 Plaintiff's motion picture, or to make Plaintiff's motion picture available for distribution to the
5 public, except pursuant to lawful written license or with the express authority of Plaintiff.

6 7. To the extent that any such material exists, Defendant is directed to destroy all
7 unauthorized copies of Plaintiff's motion picture in her possession or subject to her control.

8 8. Each party shall bear its own costs and attorneys' fees incurred in connection with this
9 action.

10 DATED April 7, 2014.

11 Presented by:

12 The VanderMay Law Firm PC

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Of Attorneys for Defendant Kimberly Banks

17 IT IS SO ORDERED

18 Dated this 9th day of April, 2014.

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22 Robert S. Lasnik
United States District Judge

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27 STIPULATED CONSENT JUDGMENT
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